## STATE OF ILLINOIS

## ILLINOIS COMMERCE COMMISSION

| North Shore Gas Company,                           | ) |                           |
|--|---|---------------------------|
| A 11 11 5 11 11 1 A 0 11 - 104                     | ) |                           |
| Application for authority under Section 7-101      | ) | <b>Docket No. 00-0759</b> |
| of the Illinois Public Utilities Act to enter into | ) |                           |
| a Master Natural Gas Contact with                  | ) |                           |
| enovate, L.L.C.                                    |   |                           |

## **MOTION TO DISMISS**

To the Illinois Commerce Commission:

North Shore Gas Company ("Petitioner" or "North Shore") hereby requests that the Illinois Commerce Commission enter an order dismissing its petition which requested approval of a Master Natural Gas Contract between North Shore and enovate,

- C. ("enovate' In support of this Motion, North Shore respectfully represents the following:
- On November 29, 2000, North Shore filed a verified petition with the Commission seeking approval of a Master Natural Gas Contract between North Shore and its affiliated interest, enovate.
- 2. Subsequent to the filing of its verified petition, a procedural schedule was established which contemplated a fully litigated proceeding, including five rounds of testimony.
- 3. North Shore has decided that it no longer desires to expend the resources necessary in this proceeding.

WHEREFORE, Petitioner respectfully requests that the Commission dismiss this proceeding.

Dated this 21st day of March, 2001

Respectfully submitted,

North Shore Gas Company

ву:

Gerard T. Fox
Attorney for North Shore Gas
Company

James Hinchliff
Gerard T. Fox
Mary Klyasheff
Attorneys for
North Shore Gas Company
23rd Floor
130 East Randolph Drive
Chicago, Illinois 60601
(312) 240-4341
facsimile: (312) 240-4486
e-mail: gtfox@pecorp.com

STATE OF ILLINOIS)
) SS
COUNTY OF COOK

Gerard T. Fox, being first duly sworn, on oath deposes and says that he is an attorney for North Shore Gas Company, the above-named Petitioner; that he has read the foregoing Motion by him subscribed and knows the contents thereof; and that the matters therein stated are true to the best of his knowledge and be

NORTH SHORE GAS COMPANY

Ву:\_\_\_\_\_

Gerard T. Fox Attorney for North Shore Gas

Company

SUBSCRIBED and SWORN TO Before me this 21st day of March, 2001

My Commission Expires:

OFFICIAL SEAL SUZANNA NOWACZYK NOTARY PUBLIC-STATE OF ILLINOIS NY COMMISSION EXPIRES 2/29/2004

2-29 04